

III. Remarks

In response to the Notice of Non-Compliant Amendment mailed on July 17, 2009, Applicants resubmits herewith Amendments to the Claims section of the Response filed on April 8, 2009.

It is respectfully submitted that status identifiers for claims 62 and 63 are correct, as claims 62 and 63 have been amended to recite a comma before the phrase “and the second layer comprising a hydrophobic material.”

Support for the amended claims can be found as set forth in the Response filed on April 8, 2009.

Claims 62-85 are pending, with claim 68 withdrawn as not reading on the elected species.

Claims 62-67 and 69-85 are encompassed the elected invention and elected species.

Substance of Interview

In accordance with the provisions of 37 CFR 1.133, Applicants herein make of record the substance of the telephone interview conducted on July 21, 2009, between the undersigned attorney and Examiner James Henry Alstrum Acevedo.

The undersigned attorney called the Examiner to clarify the issuance of the Notice of Non-Compliant Amendment mailed on July 17, 2009, and was informed that the Notice of Non-Compliant Amendment was issued because it appeared that status identifiers for claims 62 and 63 were incorrect.

The undersigned attorney respectfully submitted that claims 62 and 63 have been amended in the Response filed on April 8, 2009, to insert a comma before the phrase “and the


second layer comprising a hydrophobic material,” and that it was stated in the Remarks section of the Response filed on April 8, 2009 that “[i]n claims 62 and 63, a comma has been inserted before the phrase “and the second layer comprising a hydrophobic material.” Therefore, it was submitted that the status identifiers for claims 62 and 63 in the Response filed on April 8, 2009, were in fact correct.

Applicants respectfully thank the Examiner for the clarification and request that the Substance of Interview be made of record.

IV. Conclusion

An early and favorable action on the merits is earnestly solicited. According to currently recommended Patent Office policy, the Examiner is requested to contact the undersigned by telephone in the event that a telephonic interview will advance the prosecution of this application.

Respectfully submitted,
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 
Oleg Ioselevich
Reg. No. 56,963

DAVIDSON, DAVIDSON & KAPPEL, LLC
485 Seventh Avenue, 14th Floor
New York, New York 10018
(212) 736-1940